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8 **UNITED STATES DISTRICT COURT**  
9  
10 **NORTHERN DISTRICT OF CALIFORNIA**  
11 **SAN JOSE DIVISION**

12	SABRINA DOMINGUES,	)	<b>C06-00911 PVT</b>
13	Plaintiff,	)	
14	v.	)	<b>STIPULATION AND [PROPOSED] ORDER</b>
15	UNITED STATES POSTAL SERVICE OF	)	<b>EXTENDING TRIAL AND PRETRIAL</b>
16	THE UNITED STATES OF AMERICA,	)	<b>DATES AND DEADLINES</b>
17	Defendant.	)	

18  
19 This case is currently scheduled for trial on liability only beginning June 18, 2007. The current  
20 deadline for factual discovery is January 5, 2007. Both parties have conducted discovery. Plaintiff's  
21 discovery directed to the defendant has led to additional subjects of discovery and additional likely  
22 deponents. Accordingly, while plaintiff's counsel has been diligent in pursuing discovery, discovery is  
23 not yet complete. Because plaintiff is continuing with discovery, defendant has not yet filed a  
24 dispositive motion, which defendant plans to file shortly after plaintiff completes factual discovery.

25 In addition, this case has been referred to the Court's mediation program. The current deadline  
26 for mediation, which has already been extended once, is January 5, 2007. Due to the substantial  
27 damages in this case and defendant's belief that there is a significant question regarding liability, the  
28 parties agree that mediation is not likely to be successful until after defendant's motion can be heard.

Therefore, the parties, through their counsel of record, hereby STIPULATE AND REQUEST that the Court make the following changes to the trial and pretrial schedule for this case in order to allow for the reasonable completion of discovery and motions prior to mediation and, if necessary, trial.<sup>1/</sup>

Event	Current Date	Proposed Date
Fact Discovery Cutoff	January 5, 2007	March 2, 2007
Deadline for Mediation	January 5, 2007	July 13, 2007
Plaintiff's Expert Disclosure	January 12, 2007	March 9, 2007
Defendant's Expert Disclosure	February 2, 2007	March 30, 2007
Rebuttal Expert Disclosure	February 23, 2007	April 20, 2007
Expert Discovery Cutoff	March 16, 2007	May 11, 2007
Motions Hearing Deadline	May 1, 2007	June 16, 2007
Final Pretrial Conference	June 12, 2007	July 31, 2007
Bench Trial	June 18, 2007	August 6, 2007

If the proposed dates are inconvenient for the Court, the parties alternatively request that the current scheduling order be vacated and a case management conference be ordered at which time a new schedule can be determined.

Respectfully submitted,

DATED: December 18, 2006

/s/  
JOHN J. GARVEY, III, ESQ.  
Attorney for Plaintiff

KEVIN V. RYAN  
United States Attorney

DATED: December 18, 2006

/s/  
CLAIRE T. CORMIER  
Assistant United States Attorney

<sup>1/</sup> In addition, the proposed schedule accommodates pre-existing trial obligations of counsel.

[PROPOSED] ORDER

Pursuant to the stipulation of the parties and good cause appearing, IT IS HEREBY ORDERED that the trial and pretrial schedule shall be modified as requested above.

Dated: 12/22/06

  
PATRICIA V. TRUMBULL  
United States Magistrate Judge

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